

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

ROSARY HALL and ST. VINCENT  
CHARITY MEDICAL CENTER,

Plaintiffs,

v.

AMERISOURCEBERGEN DRUG  
CORPORATION;  
CARDINAL HEALTH, INC.;  
MCKESSON CORPORATION;  
PURDUE PHARMA L.P.;  
PURDUE PHARMA, INC.;  
THE PURDUE FREDERICK  
COMPANY, INC.;  
TEVA PHARMACEUTICAL  
INDUSTRIES, LTD.;  
TEVA PHARMACEUTICALS USA,  
INC.;  
CEPHALON, INC.;  
JOHNSON & JOHNSON;  
JANSSEN PHARMACEUTICALS, INC.;  
ORTHO-MCNEIL-JANSSEN  
PHARMACEUTICALS, INC. n/k/a  
JANSSEN PHARMACEUTICALS, INC.;  
JANSSEN PHARMACEUTICA INC.  
n/k/a JANSSEN PHARMACEUTICALS,  
INC.;  
NORAMCO, INC.;  
ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
INSYS THERAPEUTICS, INC.,  
ALLERGAN PLC f/k/a ACTAVIS PLS;  
WATSON PHARMACEUTICALS, INC.  
n/k/a ACTAVIS, INC.; WATSON  
LABORATORIES, INC.;  
ACTAVIS LLC;  
ACTAVIS PHARMA, INC. f/k/a  
WATSON PHARMA, INC.;  
MALLINCKRODT PLC;  
MALLINCKRODT LLC;  
CVS HEALTH CORPORATION;

**MDL No. 2804**

**Case No. 1:17-md-2804**

**Hon. Dan A. Polster**

**PLAINTIFFS' MOTION FOR LEAVE  
TO FILE COMPLAINT UNDER SEAL**

THE KROGER CO.;  
RITE-AID OF MARYLAND, INC.;  
WALGREENS BOOTS ALLIANCE,  
INC.; and  
WAL-MART, INC.

Defendants.

Pursuant to Local Rule 5.2, Plaintiffs seek leave of Court to file their Complaint in the above styled case under seal on Tuesday, May 29, 2018. Plaintiffs file this Motion and Proposed Order (attached as Exhibit A) to ensure compliance with CMO No. 2 (ECF Doc. 441) and the Protective Order Re: DEA's ARCOS/DADS Database (ECF Doc. 167).

Upon completion of the ongoing meet and confer process with Defendants regarding any disputes about what information should be kept confidential, Plaintiffs will file a redacted version of their Complaint in the public record. Plaintiffs respectfully request the option to proceed in this manner so there are no inadvertent disclosures of confidential information subject to CMO No. 2 or the ARCOS Protective Order.

WHEREFORE, Plaintiffs respectfully request the Honorable Court to grant Plaintiffs' Motion for Leave to File Complaint Under Seal.

Dated: May 29, 2018.

Respectfully submitted,

**BARRETT LAW GROUP, P.A.**

Attorneys for Plaintiff

By: /s/ Don Barrett

John W. (Don) Barrett

David McMullan, Jr.

Richard Barrett

Sterling Starns

P.O. Box 927

404 Court Square North

Lexington, Mississippi 39095

Ph: (662) 834-2488

Fax: (662) 834-2628

[dbarrett@barrettlawgroup.com](mailto:dbarrett@barrettlawgroup.com)  
[dmcnullan@barrettlawgroup.com](mailto:dmcnullan@barrettlawgroup.com)  
[rrb@rrblawfirm.net](mailto:rrb@rrblawfirm.net)  
[sstarns@barrettlawgroup.com](mailto:sstarns@barrettlawgroup.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on May 29, 2018, a copy of the foregoing Motion for Leave to File Complaint Under Seal was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's system.

/s/ Don Barrett  
John W. ("Don") Barrett